

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 ,
5 EMMANUEL CABALLERO,
Plaintiff,

6 v.
7 JENNY VARGAS
8 Respondents.

9 Case No. 3:19-CV-79-MMD-CSD

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**ORDER TO TRANSPORT PLAINTIFF
AND ORDER TO TEST NDOC
INMATE FOR IN-PERSON COURT
PROCEEDINGS**

The Court scheduled an in-person jury trial to begin on November 16, 2023 at 9:00 AM, (ECF No. 316) and continue daily until completed.

IT IS ORDERED that the Nevada Department of Corrections (NDOC) shall transport inmate **Emmanuel Caballero**, NDOC #113573, to the Bruce R. Thompson Federal Courthouse, 400 S. Virginia Street, Reno, Nevada, to personally attend the jury trial scheduled for November 16, 2023 at 9:00 AM in Reno Courtroom 5 before the Honorable Miranda M. Du, Chief U.S. District Judge.

IT IS FURTHER ORDERED that the Nevada Attorney General's Office, in coordination with the NDOC, shall arrange for Plaintiff to be tested for COVID-19 within 14 days of the hearing and with Plaintiff's consent. Additionally, where practicable and depending on space availability, the NDOC should ensure Plaintiff is placed in quarantine following the test's administration and prior to the hearing to protect against further exposure before transport to court.

IT IS FURTHER ORDERED that, if Plaintiff does not consent to testing, or upon a positive test result, the Nevada Attorney General's Office shall immediately notify the presiding judge's courtroom administrator that Plaintiff cannot be transported to court for the hearing. The presiding judge will decide to either delay the hearing or hold the hearing by video.

1 IT IS FURTHER ORDERED that The Clerk of Court shall provide a courtesy copy of
2 this order to the U.S. Marshal's Office in Reno.

3 IT IS SO ORDERED.

4 DATED this 27th day of October, 2023.

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8 Honorable Miranda M. Du
Chief U.S. District Judge

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